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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

JANET GARCIA, GLADYS ZEPEDA,  
MIRIAM ZAMORA, ALI EL-BEY,  
PETER DIOCSON JR, MARQUIS  
ASHLEY, JAMES HAUGABROOK,  
individuals, KTOWN FOR ALL, an  
unincorporated association;  
ASSOCIATION FOR RESPONSIBLE  
AND EQUITABLE PUBLIC  
SPENDING, an unincorporated  
association

Plaintiff(s),

vs.

CITY OF LOS ANGELES, a municipal  
entity; DOES 1-7,

Defendant(s).

CASE NO. 2:19-cv-06182-DSF-PLA  
[Assigned to Judge Dale S. Fischer]

**PLAINTIFFS' EVIDENTIARY  
OBJECTIONS TO EVIDENCE  
FILED IN OPPOSITION TO  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

Judge: Hon. Dale Fischer  
Hearing Date: March 30, 2020  
Time: 1:30pm  
Courtroom: 7D

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25 *and Equitable Public Spending, and Janet Garcia.*  
26  
27  
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1 Plaintiffs object to the following evidence filed in support of Defendant  
 2 City of Los Angeles's ("City") opposition to Plaintiffs' Motion for Preliminary  
 3 Injunction.

4 **Objections to Declaration of Christian Guerrero (Dkt. No. 42-1)**

5	<b>Objections</b>	<b>Ruling</b>
6	1 <b>Material Objected to:</b> Guerrero Decl. ¶ 3	Sustained: _____
7	Offering photographs into evidence.	Overruled: _____
8	<b>Grounds for Objection:</b> Relevance: these	
9	photographs provide no information regarding the	
10	constitutionality of the Bulky Item Provision.	
11	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
12	Evid. 602 (need for personal knowledge), Fed. R.	
13	Evid. 901 (authentication).	
14	2 <b>Material Objected to:</b> Exhibit 1	Sustained: _____
15	Photographs attached as Exhibit 1 to Guerrero's	Overruled: _____
16	declaration.	
17	<b>Grounds for Objection:</b> Relevance: these	
18	photographs provide no information regarding the	
19	constitutionality of the Bulky Item Provision.	
20	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
21	Evid. 602 (need for personal knowledge), Fed. R.	
22	Evid. 901 (authentication).	
23	3 <b>Material Objected to:</b> Exhibit 2	Sustained: _____
24	Photographs attached as Exhibit 2 to Guerrero's	Overruled: _____
25	declaration.	
26	<b>Grounds for Objection:</b> Relevance: these	
27	photographs provide no information regarding the	
28	constitutionality of the Bulky Item Provision.	
	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	

	<b>Objections</b>	<b>Ruling</b>
	Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	
4	<b>Material Objected to:</b> Exhibit 3  Photographs attached as Exhibit 3 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance: these photographs provide no information regarding the constitutionality of the Bulky Item Provision.. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
5	<b>Material Objected to:</b> Exhibit 4  Photographs attached as Exhibit 4 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance: these photographs provide no information regarding the constitutionality of the Bulky Item Provision.. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
6	<b>Material Objected to:</b> Exhibit 5  Photographs attached as Exhibit 5 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance: these photographs provide no information regarding the constitutionality of the Bulky Item Provision.. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
7	<b>Material Objected to:</b> Exhibit 6  Photographs attached as Exhibit 6 to Guerrero's declaration.	Sustained: _____  Overruled: _____

	<b>Objections</b>	<b>Ruling</b>
	<b>Grounds for Objection:</b> Relevance: these photographs provide no information regarding the constitutionality of the Bulky Item Provision.. Fed. R. Evid. 401, 403(b) (relevance).	
8	<b>Material Objected to:</b> Exhibit 7  Photographs attached as Exhibit 7 to Guerrero's declaration.  <b>Grounds for Objection:</b> Lacks foundation that any items in the photograph are bulky; relevance. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	Sustained: _____  Overruled: _____
9	<b>Material Objected to:</b> Exhibit 8  Photographs attached as Exhibit 8 to Guerrero's declaration.  <b>Grounds for Objection:</b> Lacks foundation that any items in the photograph are bulky; relevance. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	Sustained: _____  Overruled: _____
10	<b>Material Objected to:</b> Exhibit 9  Photographs attached as Exhibit 9 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance: these photographs provide no information regarding the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____

	<b>Objections</b>	<b>Ruling</b>
1		
2	<b>11 Material Objected to:</b> Exhibit 10	Sustained: _____
3	Photographs attached as Exhibit 10 to Guerrero's	Overruled: _____
4	declaration.	
5	<b>Grounds for Objection:</b> Relevance: these	
6	photographs provide no information regarding the	
7	constitutionality of the Bulky Item Provision..	
8	Fed. R. Evid. 401, 403(b) (relevance).	
9	<b>12 Material Objected to:</b> Exhibit 11	Sustained: _____
10	Photographs attached as Exhibit 11 to Guerrero's	Overruled: _____
11	declaration.	
12	<b>Grounds for Objection:</b> Relevance: these	
13	photographs provide no information regarding the	
14	constitutionality of the Bulky Item Provision.	
15	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
16	Evid. 602 (need for personal knowledge), Fed. R.	
17	Evid. 901 (authentication).	
18	<b>13 Material Objected to:</b> Exhibit 12	Sustained: _____
19	Photographs attached as Exhibit 12 to Guerrero's	Overruled: _____
20	declaration.	
21	<b>Grounds for Objection:</b> Lacks foundation that	
22	any items in the photograph are bulky; relevance.	
23	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
24	Evid. 602 (need for personal knowledge), Fed. R.	
25	Evid. 901 (authentication).	
26	<b>14 Material Objected to:</b> Exhibit 13	Sustained: _____
27	Photographs attached as Exhibit 13 to Guerrero's	Overruled: _____
28	declaration.	

	<b>Objections</b>	<b>Ruling</b>
	<b>Grounds for Objection:</b> Lacks foundation that any items in the photograph are bulky; relevance. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	
15	<b>Material Objected to:</b> Exhibit 14  Photographs attached as Exhibit 14 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
16	<b>Material Objected to:</b> Exhibit 15  Photographs attached as Exhibit 15 to Guerrero's declaration.  <b>Grounds for Objection:</b> Relevance. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
17	<b>Material Objected to:</b> Exhibit 16  Photographs attached as Exhibit 16 to Guerrero's declaration.  <b>Grounds for Objection:</b> Lacks foundation that any items in the photograph are bulky; relevance. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	Sustained: _____  Overruled: _____

**Objections to Declaration of Gabriel Medina (Dkt. No. 42-3)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>1</b> <b>Material Objected to:</b> Medina Decl. ¶ 4</p> <p>Statements made about bulky items blocking access.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation that Medina knows these items are blocking access. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
2	<p><b>2</b> <b>Material Objected to:</b> Medina Decl. ¶ 6</p> <p>Statements made about bulky items blocking access.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), §</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
	56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation that Medina knows these items are blocking access. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).	
3	<p><b>Material Objected to:</b> Medina Decl. ¶ 7</p> <p>Statements made about bulky items blocking access.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation that Medina knows these items are blocking access. Medina lacks personal knowledge that trash collection and emergency vehicles have difficulty accessing the area. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
4	<b>Material Objected to:</b> Medina Decl. ¶ 8	Sustained: _____

	<b>Objections</b>	<b>Ruling</b>
	<p>Statements made about bulky items blocking access.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation that Medina knows these items are blocking access. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).</p>	<p>Overruled: _____</p>

**Objections to Declaration of Gordon Haines (Dkt. No. 42-4)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>Material Objected to:</b> Haines Decl.</p> <p>The declaration of Gordon Haines in its entirety.</p> <p><b>Grounds for Objection:</b> Relevance: the declaration serves only to paint homeless encampments as destructive rather than supplying information regarding the constitutionality of the Bulky Item Provision. The declaration lacks any foundation as to whether homeless individuals are the ones harming the Greenway. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).	
2	<b>Material Objected to:</b> Haines Decl. ¶ 4  Defining “greenway.”  <b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
3	<b>Material Objected to:</b> Haines Decl. ¶ 5  Statements made about the construction and cost of the Harbor Greenway.  <b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
4	<b>Material Objected to:</b> Haines Decl. ¶ 6  Statements made about the purpose of the Harbor Greenway.  <b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	Sustained: _____  Overruled: _____
5	<b>Material Objected to:</b> Haines Decl. ¶ 7	Sustained: _____  Overruled: _____

	<b>Objections</b>	<b>Ruling</b>
1		
2	Offering photographs of the Harbor Greenway as	
3	evidence.	
4	<b>Grounds for Objection:</b> Relevance: these	
5	statements provide no information regarding	
6	bulky items or the constitutionality of the Bulky	
7	Item Provision. Fed. R. Evid. 401, 403(b)	
	(relevance).	
8	<b>6</b> <b>Material Objected to:</b> Haines Decl. ¶ 8	Sustained: _____
9	Statements made about vandalism, theft, and	Overruled: _____
10	illegal activities at the Harbor Greenway.	
11	<b>Grounds for Objection:</b> Relevance: these	
12	statements provide no information regarding	
13	bulky items or the constitutionality of the Bulky	
14	Item Provision. The statements serve only to paint	
15	homeless encampments as destructive. Fed. R.	
16	Evid. 401, 403(b) (relevance).	
17	<b>7</b> <b>Material Objected to:</b> Haines Decl. ¶ 9	Sustained: _____
18	Offering photographs of the Harbor Greenway as	Overruled: _____
19	evidence.	
20	<b>Grounds for Objection:</b> Relevance: these	
21	statements provide no information regarding	
22	bulky items or the constitutionality of the Bulky	
23	Item Provision. The statements serve only to paint	
24	homeless encampments as destructive. As this	
25	Court has noted, items that violate other	
26	provisions of the Los Angeles Municipal Code	
27	are not relevant to the question of whether the	
28	seizure of bulky items is proper. <i>See</i> LAMC §	
	56.11(3)(c) (property that obstructs City	
	operations), § 56.11(3)(d) (property that “does not	
	allow for passage as required by the” ADA), §	

	<b>Objections</b>	<b>Ruling</b>
	56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Fed. R. Evid. 401, 403(b) (relevance).	
8	<p><b>Material Objected to:</b> Haines Decl. ¶ 10</p> <p>Statements made about permit compliance at the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation that the destruction is by illegal campers and assumes facts not in the record. Haines lacks personal knowledge that destruction was by any particular person or group of people. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
9	<p><b>Material Objected to:</b> Haines Decl. ¶ 11</p> <p>Statements made about increased trash and debris disposal at the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation that the photographs taken by another individual are true and accurate depictions of something he observed. Lacks foundation and assumes facts not in the record that the disposal is by illegal campers. Assumes facts not in the</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	record and draws an improper legal conclusion as to the exclusion and illegality of camping. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).	
10	<p><b>Material Objected to:</b> Haines Decl. ¶ 12</p> <p>Statements made about reasons for the closure of the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation and personal knowledge as to why the City closed the Greenway. Lacks foundation and assumes facts not in the record that the destruction is by illegal campers. Assumes facts not in the record and draws an improper legal conclusion as to the illegality of camping. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
11	<p><b>Material Objected to:</b> Haines Decl. ¶ 13</p> <p>Offering an email chain and social media postings into evidence.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Hearsay: the contents and subject of complaints and the self-identification of complainers are out-of-court statements being offered to prove the truth of the</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	matters asserted. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 801 (hearsay), Fed. R. Evid. 901 (authentication).	
12	<p><b>Material Objected to:</b> Haines Decl. ¶ 14</p> <p>Statements made about efforts to reopen the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation regarding the City's efforts to reopen the greenway. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
13	<p><b>Material Objected to:</b> Haines Decl. ¶ 16</p> <p>Statements made about a fire at the Harbor Greenway and offering photographs into evidence.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation that Haines knows what caused the fire in the photograph or that the photograph is a true and accurate depiction of something he observed. is Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
14	<b>Material Objected to:</b> Haines Decl. ¶ 17	Sustained: _____

	<b>Objections</b>	<b>Ruling</b>
	<p>Statements made about Los Angeles County's response to trespassers at the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	Overruled: _____
15	<p><b>Material Objected to:</b> Haines Decl. ¶ 18</p> <p>Statements made about individuals and items endangering others.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as destructive. Lacks foundation that the trespassers were unhoused or camping. Lacks foundation and personal knowledge regarding Los Angeles County's response. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
16	<p><b>Material Objected to:</b> Haines Decl. ¶ 19</p> <p>Statements made about the community's and LASAN's feelings about the Harbor Greenway.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
	homeless encampments as destructive. Lacks foundation regarding community support. Lacks foundation and assumes facts not in the record that illegal dumping is by illegal camping when there is no evidence of such. Lacks personal knowledge that destruction was by any particular person or group of people. Assumes facts not in the record as to the illegality of camping and draws an improper legal conclusion as to the exclusion of camping. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).	
17	<p><b>Material Objected to:</b> Exhibit 1</p> <p>Photographs of the Harbor Greenway attached as Exhibit 1 to Haines's declaration.</p> <p><b>Grounds for Objection:</b> Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
18	<p><b>Material Objected to:</b> Exhibit 2</p> <p>Photographs of the Harbor Greenway attached as Exhibit 1 to Haines's declaration.</p> <p><b>Grounds for Objection:</b> Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
19	<p><b>Material Objected to:</b> Exhibit 3</p> <p>An email chain attached as Exhibit 3 to Haines's declaration.</p> <p><b>Grounds for Objection:</b> Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 801 (hearsay), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
20	<p><b>Material Objected to:</b> Exhibit 4</p> <p>Social media postings attached as Exhibit 4 to Haines's declaration.</p> <p><b>Grounds for Objection:</b> Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 801 (hearsay), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
21	<p><b>Material Objected to:</b> Exhibit 5</p> <p>Photograph attached as Exhibit 5 to Haines's declaration.</p> <p><b>Grounds for Objection:</b> Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

**Objections to Declaration of Howard Wong (Dkt. No. 42-6)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>Material Objected to:</b> Wong Decl. ¶ 11</p> <p>Statements made about the LASAN cleanup procedures following the Standard Operating Procedures ("SOPs").</p> <p><b>Grounds for Objection:</b> Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
2	<p><b>Material Objected to:</b> Wong Decl. ¶ 12</p> <p>Statements made about the LASAN cleanup procedures following the Standard Operating Procedures ("SOPs").</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	Objections	Ruling
	<p><b>Grounds for Objection:</b> Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge).</p>	
3	<p><b>Material Objected to:</b> Wong Decl. ¶ 14</p> <p>Statements made about the LASAN cleanup procedures following the Standard Operating Procedures (“SOPs”).</p> <p><b>Grounds for Objection:</b> Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
4	<p><b>Material Objected to:</b> Wong Decl. ¶ 16</p> <p>Statements regarding “vectors” in encampments.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as dangerous. Vague as to what it means for an item to be “common.” Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
5	<p><b>Material Objected to:</b> Wong Decl. ¶ 17</p> <p>Statements regarding common health and safety hazards in encampments.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as dangerous. Vague as</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	to what it means for an item to be “common.” Fed. R. Evid. 401, 403(b) (relevance).	
6	<p><b>Material Objected to:</b> Wong Decl. ¶ 18</p> <p>Statements made about the LASAN cleanup procedures regarding hazardous waste.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as dangerous. Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
7	<p><b>Material Objected to:</b> Wong Decl. ¶ 19</p> <p>Statements made about the LASAN cleanup procedures regarding non-hazardous excess property.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. Lacks foundation that LASAN teams are following the guidelines and that non-hazardous property is taken to storage. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
8	<p><b>Material Objected to:</b> Wong Decl. ¶ 20</p> <p>Statements made about the Bin.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	bulky items or the constitutionality of the Bulky Item Provision. Lacks foundation that Wong has personal knowledge of Bin operations and procedures or personal knowledge that all non-hazardous property is taken to storage. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).	
9	<p><b>Material Objected to:</b> Wong Decl. ¶ 21</p> <p>Statements made about storage of property.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. Lacks foundation that LASAN teams are following the guidelines. Lacks foundation that Wong has personal knowledge of Bin operations and procedures. Lacks foundation that the pet cage was discarded because of hazards or that biohazards were on the pet cage. Hearsay that the pet cage was discarded because of hazards or that biohazards were on the pet cage. The cited records lack authentication. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801 (hearsay), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
10	<p><b>Material Objected to:</b> Wong Decl. ¶ 22</p> <p>Statements made about the contents of a report regarding the recovery of involuntarily stored property.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. No information is provided about</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	how this information is collected or measured. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 901 (authentication).	
11	<p><b>Material Objected to:</b> Wong Decl. ¶ 24</p> <p>Statements made about the contents of the April 24, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Lacks foundation that Wong has personal knowledge of the actions ECIs took. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
12	<p><b>Material Objected to:</b> Wong Decl. ¶ 25</p> <p>Offering photographs into evidence.</p> <p><b>Grounds for Objection:</b> Lacks foundation that the photographs are true and accurate depictions of something Wong observed. Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
13	<b>Material Objected to:</b> Wong Decl. ¶ 26	Sustained: _____

	<b>Objections</b>	<b>Ruling</b>
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	<p>Statements made about the contents of the April 24, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	Overruled: _____
17 18 19 20 21 22 23 24 25 26 27	<p>14 <b>Material Objected to:</b> Wong Decl. ¶ 27</p> <p>Statements made about the need for cleanups at the Greenway and offering photographs into evidence.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. The statements serve only to paint homeless encampments as dangerous. Lacks foundation that the photographs are true and accurate depictions of something Wong observed. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
28	15 <b>Material Objected to:</b> Wong Decl. ¶ 28	Sustained: _____

	<b>Objections</b>	<b>Ruling</b>
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	<p>Statements made about the contents of the May 21, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Lacks foundation that Wong has personal knowledge of the actions ECIs took. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801, 803(6) (hearsay).</p>	Overruled: _____
18 19 20 21 22 23 24	<p>16 <b>Material Objected to:</b> Wong Decl. ¶ 29</p> <p>Offering photographs into evidence.</p> <p><b>Grounds for Objection:</b> Lacks foundation that the photographs are true and accurate depictions of something Wong observed. Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	<p>17 <b>Material Objected to:</b> Wong Decl. ¶ 30</p> <p>Statements made about the contents of the May 21, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
17 18 19 20 21 22 23 24 25 26 27 28	<p>18 <b>Material Objected to:</b> Wong Decl. ¶ 31</p> <p>Statements made about the contents of the February 24, 2020 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
1		
2	witness, as long as 5) the opponent does not show	
3	that the source of the information or the	
4	circumstances of preparation indicate a lack of	
5	trustworthiness. Lacks foundation that Wong has	
6	personal knowledge of the actions ECIs took.	
7	Fed. R. Evid. 602 (need for personal knowledge),	
8	Fed. R. Evid. 801, 803(6) (hearsay).	
9		
10	19 <b>Material Objected to:</b> Wong Decl. ¶ 32	Sustained: _____
11	Offering photographs into evidence.	Overruled: _____
12	<b>Grounds for Objection:</b> Lacks foundation that	
13	the photographs are a true and accurate depictions	
14	of something Wong observed. Fed. R. Evid. 901	
15	(authentication).	
16		
17	20 <b>Material Objected to:</b> Wong Decl. ¶ 33	Sustained: _____
18	Statements made about the contents of the	Overruled: _____
19	February 24, 2020 LASAN Report.	
20	<b>Grounds for Objection:</b> Hearsay: the report	
21	contains out-of-court statements that are offered	
22	to prove the truth of the matter asserted. Lacks	
23	foundation for business records, which requires	
24	evidence that the record 1) was made at or near	
25	the time by or with information from a person	
26	with knowledge, 2) was kept in the course of a	
27	regularly conducted business activity, 3) was	
28	made as the regular practice of that activity, and	
	4) is shown to meet these conditions by the	
	testimony of the custodian or another qualified	
	witness, as long as 5) the opponent does not show	
	that the source of the information or the	
	circumstances of preparation indicate a lack of	
	trustworthiness. Fed. R. Evid. 801, 803(6)	
	(hearsay).	

	<b>Objections</b>	<b>Ruling</b>
21	<p><b>Material Objected to:</b> Wong Decl. ¶ 35</p> <p>Statements made regarding procedures for LSD enforcement. In particular, statements that bulky items are in “the public right of way” when confiscated.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the bulky item provision. Lacks foundation that LASAN teams are following the guidelines or that items are in the right of way as opposed to another public area. Lacks foundation that these specific seizures were in any way related to Rachelle Bettega. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
22	<p><b>Material Objected to:</b> Wong Decl. ¶ 37</p> <p>Statements made about the contents of the December 9, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).	
23	<p><b>Material Objected to:</b> Wong Decl. ¶ 38</p> <p>Statements made about the contents of the December 9, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
24	<p><b>Material Objected to:</b> Wong Decl. ¶ 39</p> <p>Statements made about the contents of the December 16, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).	
25	<p><b>Material Objected to:</b> Wong Decl. ¶ 40</p> <p>Statements made about the contents of the December 16, 2019 LASAN Report.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
26	<p><b>Material Objected to:</b> Wong Decl. ¶ 42</p> <p>Statements made regarding LASAN residential procedures.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	bulky items or the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	
27	<p><b>Material Objected to:</b> Wong Decl. ¶ 43</p> <p>Statements made about the LASAN bulky item procedures following the Standard Operating Procedures (“SOPs”).</p> <p><b>Grounds for Objection:</b> Hearsay: the SOPs contain out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801 (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
28	<p><b>Material Objected to:</b> Wong Decl. ¶ 44</p> <p>Statements made about the LASAN bulky item procedures following the Standard Operating Procedures (“SOPs”).</p> <p><b>Grounds for Objection:</b> Hearsay: the SOPs contain out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801 (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
29	<p><b>Material Objected to:</b> Wong Decl. ¶ 45</p> <p>Statements made about the LASAN bulky item procedures following the Standard Operating Procedures (“SOPs”).</p> <p><b>Grounds for Objection:</b> Hearsay: the SOPs contain out-of-court statements that are offered to</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	prove the truth of the matter asserted. Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801 (hearsay).	
30	<p><b>Material Objected to:</b> Wong Decl. ¶ 46</p> <p>Statements made about the LASAN bulky item procedures following the Standard Operating Procedures (“SOPs”).</p> <p><b>Grounds for Objection:</b> Hearsay: the SOPs contain out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation that LASAN teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 801 (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
31	<p><b>Material Objected to:</b> Wong Decl. ¶ 47</p> <p>Statements made about Wong's experiences with bicycle parts in encampments.</p> <p><b>Grounds for Objection:</b> Relevance: Wong’s prior experiences do not mean that the same issues occurred during cleanups in which Wong was not present. Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
32	<p><b>Material Objected to:</b> Wong Decl. ¶ 48</p> <p>Statements made about the LASAN bulky item pickup procedures.</p> <p><b>Grounds for Objection:</b> Lacks foundation that LASAN and LSD teams are following the guidelines. Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	Objections	Ruling
33	<p><b>Material Objected to:</b> Wong Decl. ¶ 49</p> <p>Statements made about the City's compliance with the Stipulated Order and settlement agreement in <i>Mitchell v. City of Los Angeles</i>.</p> <p><b>Grounds for Objection:</b> Relevance: the City's enforcement of the Bulky Item Provision pursuant to a separate Stipulated Order and settlement agreement has no bearing on the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
34	<p><b>Material Objected to:</b> Wong Decl. ¶ 50</p> <p>Statements made about the difficulty of storing bulky items.</p> <p><b>Grounds for Objection:</b> Relevance: the cost of complying with constitutional protections does not make non-compliance constitutional. Lacks foundation regarding the storage facilities' capacities. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
35	<p><b>Material Objected to:</b> Wong Decl. ¶ 51</p> <p>Statements made about the contents of a report regarding the recovery of involuntarily stored property.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
1		
2	regularly conducted business activity, 3) was	
3	made as the regular practice of that activity, and	
4	4) is shown to meet these conditions by the	
5	testimony of the custodian or another qualified	
6	witness, as long as 5) the opponent does not show	
7	that the source of the information or the	
8	circumstances of preparation indicate a lack of	
	trustworthiness. Fed. R. Evid. 801, 803(6)	
	(hearsay).	
9	36 <b>Material Objected to:</b> Wong Decl. ¶ 51	Sustained: _____
10	Statement regarding the recovery of bulky items	Overruled: _____
11	from storage.	
12	<b>Grounds for Objection:</b> Lacks foundation as to	
13	what items unhoused individuals find essential	
14	and whether they would be likely to pick up	
15	bulky items. Fed. R. Evid. 602 (need for personal	
16	knowledge).	
17	37 <b>Material Objected to:</b> Wong Decl. ¶ 52	Sustained: _____
18	Statement that more bulky items would remain in	Overruled: _____
19	public areas even if they create a public health	
20	and safety hazard.	
21	<b>Grounds for Objection:</b> Relevance: as this Court	
22	has already noted, bulky items may be removed	
23	under other provisions of the Los Angeles	
24	Municipal Code if they create a public health and	
25	safety hazard. Fed. R. Evid. 401, 403(b)	
	(relevance).	
26	38 <b>Material Objected to:</b> Wong Decl. ¶ 52	Sustained: _____
27	Statement that bulky item requests were a certain	Overruled: _____
28	number in the past year.	

	Objections	Ruling
	<p><b>Grounds for Objection:</b> Lacks foundation: there is no explanation of or foundation for how Mr. Wong knows this number. Relevance: there is no explanation of how many of those requests are for abandoned items and how many are for property. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	
39	<p><b>Material Objected to:</b> Wong Decl. ¶ 53</p> <p>Statement that nonpermeable material that is not contaminated may still be capable of spreading infectious disease without proper decontamination.</p> <p><b>Grounds for Objection:</b> Relevance: in essence, Mr. Wong is explaining that any property in public or in private may pick up bacteria or viruses through being touched by human hands. This does not warrant the seizure or destruction of such property, and the rationale would apply to all property without meaningful limit. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 701, 702 (improper lay opinion).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
40	<p><b>Material Objected to:</b> Exhibit 3</p> <p>The 2019 involuntary storage data report attached as Exhibit 3 to Wong's declaration.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding bulky items or the constitutionality of the Bulky Item Provision. No information is provided about how this information is collected or measured. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
1		
2	41 <b>Material Objected to:</b> Exhibit 4	Sustained: _____
3	The April 24, 2019 LASAN Report attached as	Overruled: _____
4	Exhibit 4 to Wong's declaration.	
5	<b>Grounds for Objection:</b> Hearsay: the report	
6	contains out-of-court statements that are offered	
7	to prove the truth of the matter asserted. Lacks	
8	foundation for business records, which requires	
9	evidence that the record 1) was made at or near	
10	the time by or with information from a person	
11	with knowledge, 2) was kept in the course of a	
12	regularly conducted business activity, 3) was	
13	made as the regular practice of that activity, and	
14	4) is shown to meet these conditions by the	
15	testimony of the custodian or another qualified	
16	witness, as long as 5) the opponent does not show	
17	that the source of the information or the	
18	circumstances of preparation indicate a lack of	
19	trustworthiness. Fed. R. Evid. 801, 803(6)	
20	(hearsay).	
21	42 <b>Material Objected to:</b> Exhibit 5	Sustained: _____
22	The photographs attached as Exhibit 5 to Wong's	Overruled: _____
23	declaration.	
24	<b>Grounds for Objection:</b> Lacks foundation that	
25	the photographs are true and accurate depictions	
26	of something Wong observed. Fed. R. Evid. 602	
27	(need for personal knowledge), Fed. R. Evid 901	
28	(authentication).	
	43 <b>Material Objected to:</b> Exhibit 6	Sustained: _____
	The photographs attached as Exhibit 6 to Wong's	Overruled: _____
	declaration.	

	<b>Objections</b>	<b>Ruling</b>
	<b>Grounds for Objection:</b> Lacks foundation that the photographs are true and accurate depictions of something Wong observed. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid 901 (authentication).	
44	<p><b>Material Objected to:</b> Exhibit 7</p> <p>The photographs attached as Exhibit 7 to Wong's declaration.</p> <p><b>Grounds for Objection:</b> Lacks foundation that the photographs are true and accurate depictions of something Wong observed. Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid 901 (authentication).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
45	<p><b>Material Objected to:</b> Exhibit 8</p> <p>The May 21, 2019 LASAN Report attached as Exhibit 8 to Wong's declaration.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
1		
2	46 <b>Material Objected to:</b> Exhibit 9	Sustained: _____
3	The photographs attached as Exhibit 9 to Wong's	Overruled: _____
4	declaration.	
5	<b>Grounds for Objection:</b> Lacks foundation that	
6	the photographs are true and accurate depictions	
7	of something Wong observed. Fed. R. Evid. 602	
8	(need for personal knowledge), Fed. R. Evid 901	
9	(authentication).	
10	47 <b>Material Objected to:</b> Exhibit 10	Sustained: _____
11	The photographs attached as Exhibit 10 to	Overruled: _____
12	Wong's declaration.	
13	<b>Grounds for Objection:</b> Lacks foundation that	
14	the photographs are true and accurate depictions	
15	of something Wong observed. Fed. R. Evid. 602	
16	(need for personal knowledge), Fed. R. Evid 901	
17	(authentication).	
18	48 <b>Material Objected to:</b> Exhibit 11	Sustained: _____
19	The February 24, 2020 LASAN Report attached	Overruled: _____
20	as Exhibit 11 to Wong's declaration.	
21	<b>Grounds for Objection:</b> Hearsay: the report	
22	contains out-of-court statements that are offered	
23	to prove the truth of the matter asserted. Lacks	
24	foundation for business records, which requires	
25	evidence that the record 1) was made at or near	
26	the time by or with information from a person	
27	with knowledge, 2) was kept in the course of a	
28	regularly conducted business activity, 3) was	
	made as the regular practice of that activity, and	
	4) is shown to meet these conditions by the	
	testimony of the custodian or another qualified	

	<b>Objections</b>	<b>Ruling</b>
1 2 3 4 5	witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).	
6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	<p>49 <b>Material Objected to:</b> Exhibit 12</p> <p>The December 9, 2019 LASAN Report attached as Exhibit 12 to Wong's declaration.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
22 23 24 25 26 27 28	<p>50 <b>Material Objected to:</b> Exhibit 13</p> <p>The December 16, 2019 LASAN Report attached as Exhibit 13 to Wong's declaration.</p> <p><b>Grounds for Objection:</b> Hearsay: the report contains out-of-court statements that are offered to prove the truth of the matter asserted. Lacks foundation for business records, which requires evidence that the record 1) was made at or near</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

	<b>Objections</b>	<b>Ruling</b>
	the time by or with information from a person with knowledge, 2) was kept in the course of a regularly conducted business activity, 3) was made as the regular practice of that activity, and 4) is shown to meet these conditions by the testimony of the custodian or another qualified witness, as long as 5) the opponent does not show that the source of the information or the circumstances of preparation indicate a lack of trustworthiness. Fed. R. Evid. 801, 803(6) (hearsay).	

**Objections to Declaration of Jose Rodriguez (Dkt. No. 42-7)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>Material Objected to:</b> Rodriguez Decl. ¶ 3</p> <p>Statements made about the bulky items on the sidewalk.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation as to how Rodriguez knows the volume of these items, that these items are blocking access, or that he observed students walking with elderly grandparents or parents with</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
	strollers. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).	
2	<p><b>Material Objected to:</b> Rodriguez Decl. ¶ 4</p> <p>Statements made about bulky items in alleys and the difficulty for trash collectors.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation that Rodriguez knows these items are blocking access or that Rodriguez knows the impact on trash collection. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge), Fed. R. Evid. 701, 702 (improper lay opinion).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>
3	<p><b>Material Objected to:</b> Rodriguez Decl. ¶ 5</p> <p>Statements made about language access issues in the City’s 311 reporting system.</p> <p><b>Grounds for Objection:</b> Relevance: these statements provide no information regarding the constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>



	<b>Objections</b>	<b>Ruling</b>
4	<p><b>Material Objected to:</b> Rodriguez Decl. ¶ 6</p> <p>Statements made about the City’s efforts to remove bulky items.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Fed. R. Evid. 401, 403(b) (relevance).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

**Objections to Declaration of Keith Banks (Dkt. No. 42-8)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>Material Objected to:</b> Banks Decl. ¶ 4</p> <p>Statements made about bulky items on sidewalks.</p> <p><b>Grounds for Objection:</b> Relevance: “accumulation” can occur with any size item, and as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

1	any operation and utilizable entrance, exit,	
2	driveway or loading dock,”), § 56.11(3)(g)	
3	(property that “constitutes an immediate threat to	
4	the health or safety of the public”). Lacks	
5	foundation as to how Banks knows the volume of	
6	these items. Fed. R. Evid. 401, 403(b)	
7	(relevance), Fed. R. Evid. 602 (need for personal	
8	knowledge).	
9	<b>Material Objected to:</b> Banks Decl. ¶ 5	Sustained: _____
10	Statements made about bulky items on sidewalks.	Overruled: _____
11	<b>Grounds for Objection:</b> Relevance: as this Court	
12	has already noted, items that violate other	
13	provisions of the Los Angeles Municipal Code	
14	are not relevant to the question of whether the	
15	seizure of bulky items is proper. <i>See</i> LAMC §	
16	56.11(3)(c) (property that obstructs City	
17	operations), § 56.11(3)(d) (property that “does not	
18	allow for passage as required by the” ADA), §	
19	56.11(3)(e) (property that is “within ten feet of	
20	any operation and utilizable entrance, exit,	
21	driveway or loading dock,”), § 56.11(3)(g)	
22	(property that “constitutes an immediate threat to	
23	the health or safety of the public”). Lacks	
24	foundation as to how Banks knows the volume of	
25	these items. Fed. R. Evid. 401, 403(b)	
26	(relevance), Fed. R. Evid. 602 (need for personal	
27	knowledge).	
28	<b>Material Objected to:</b> Banks Decl. ¶ 6	Sustained: _____
	Statements made about bulky items on sidewalks.	Overruled: _____
	<b>Grounds for Objection:</b> Relevance: as this Court	
	has already noted, items that violate other	
	provisions of the Los Angeles Municipal Code	
	are not relevant to the question of whether the	
	seizure of bulky items is proper. <i>See</i> LAMC §	

1	56.11(3)(c) (property that obstructs City	
2	operations), § 56.11(3)(d) (property that “does not	
3	allow for passage as required by the” ADA), §	
4	56.11(3)(e) (property that is “within ten feet of	
5	any operation and utilizable entrance, exit,	
6	driveway or loading dock,”), § 56.11(3)(g)	
7	(property that “constitutes an immediate threat to	
8	the health or safety of the public”). Lacks	
9	foundation as to how Banks knows students must	
10	step into the street. Fed. R. Evid. 401, 403(b)	
11	(relevance), Fed. R. Evid. 602 (need for personal	
12	knowledge).	
13	<b>Material Objected to:</b> Banks Decl. ¶ 7	Sustained: _____
14	Statements made about the contents of a	Overruled: _____
15	constituent complaint.	
16	<b>Grounds for Objection:</b> Hearsay: the contents of	
17	the constituent complaint are out-of-court	
18	statements offered to prove the truth of the matter	
19	asserted. Fed. R. Evid. 602 (need for personal	
20	knowledge), Fed. R. Evid. 801 (hearsay).	

**Objections to Delcaration of Lorena Bernal (Dkt. No. 42-9)**

	<b>Objections</b>	<b>Ruling</b>
1	<b>Material Objected to:</b> Bernal Decl. ¶ 3	Sustained: _____
2	Statements made about bulky items on a	Overruled: _____
3	pedestrian walkway and the reasons for its	
4	closure.	
5	<b>Grounds for Objection:</b> Relevance: as this Court	
6	has already noted, items that violate other	
7	provisions of the Los Angeles Municipal Code	
8	are not relevant to the question of whether the	
9	seizure of bulky items is proper. <i>See</i> LAMC §	

1	56.11(3)(c) (property that obstructs City	
2	operations), § 56.11(3)(d) (property that “does not	
3	allow for passage as required by the” ADA), §	
4	56.11(3)(e) (property that is “within ten feet of	
5	any operation and utilizable entrance, exit,	
6	driveway or loading dock,”), § 56.11(3)(g)	
7	(property that “constitutes an immediate threat to	
8	the health or safety of the public”). Lacks	
9	foundation as to the purpose of the walkway, who	
10	complained and why, and why the walkway was	
11	closed. Fed. R. Evid. 401, 403(b) (relevance),	
12	Fed. R. Evid. 602 (need for personal knowledge).	

**Objections to Declaration of Lorraine Diaz (Dkt. No. 42-10)**

	<b>Objections</b>	<b>Ruling</b>
1	<p><b>Material Objected to:</b> Diaz Decl. ¶ 4</p> <p>Statements made about the danger of refrigerators.</p> <p><b>Grounds for Objection:</b> Relevance: as this Court has already noted, items that violate other provisions of the Los Angeles Municipal Code are not relevant to the question of whether the seizure of bulky items is proper. <i>See</i> LAMC § 56.11(3)(c) (property that obstructs City operations), § 56.11(3)(d) (property that “does not allow for passage as required by the” ADA), § 56.11(3)(e) (property that is “within ten feet of any operation and utilizable entrance, exit, driveway or loading dock,”), § 56.11(3)(g) (property that “constitutes an immediate threat to the health or safety of the public”). Lacks foundation as to how Diaz knows the size of the items. Fed. R. Evid. 401, 403(b) (relevance), Fed. R. Evid. 602 (need for personal knowledge).</p>	<p>Sustained: _____</p> <p>Overruled: _____</p>

1	2	<b>Material Objected to:</b> Diaz Decl. ¶ 6	Sustained: _____
2		Statements made about the reasons why a	Overruled: _____
3		business owner relocated.	
4		<b>Grounds for Objection:</b> Relevance:	
5		“accumulation” can occur with any size item, and	
6		as this Court has already noted, items that violate	
7		other provisions of the Los Angeles Municipal	
8		Code are not relevant to the question of whether	
9		the seizure of bulky items is proper. <i>See</i> LAMC §	
10		56.11(3)(c) (property that obstructs City	
11		operations), § 56.11(3)(d) (property that “does not	
12		allow for passage as required by the” ADA), §	
13		56.11(3)(e) (property that is “within ten feet of	
14		any operation and utilizable entrance, exit,	
15		driveway or loading dock,”), § 56.11(3)(g)	
16		(property that “constitutes an immediate threat to	
17		the health or safety of the public”). Lacks	
18	3	foundation as to how Diaz knows why the	Sustained: _____
19		business owner relocated. Fed. R. Evid. 401,	Overruled: _____
20		403(b) (relevance), Fed. R. Evid. 602 (need for	
21		personal knowledge).	
22		<b>Material Objected to:</b> Exhibit 1	
23		The photographs attached to as Exhibit 1 to	
24		Diaz’s declaration.	
25		<b>Grounds for Objection:</b> Relevance: these	
26		photographs provide no information regarding the	
27		constitutionality of the Bulky Item Provision.	
28		Fed. R. Evid. 401, 403(b) (relevance).	

**Objections to Declaration of Ryan Rankin (Dkt. No. 42-12)**

	<b>Objections</b>	<b>Ruling</b>
1	<b>Material Objected to:</b> Rankin Decl. ¶ 3	Sustained: _____

1	Offering photographs into evidence.	Overruled: _____
2	<b>Grounds for Objection:</b> Relevance: these	
3	photographs provide no information regarding the	
4	constitutionality of the Bulky Item Provision.	
5	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
6	Evid. 602 (need for personal knowledge), Fed. R.	
	Evid. 901 (authentication).	
7	<b>2 Material Objected to:</b> Exhibit 2	Sustained: _____
8	Photographs attached as Exhibit 2 to Rankin's	Overruled: _____
9	declaration.	
10	<b>Grounds for Objection:</b> Relevance: these	
11	photographs provide no information regarding the	
12	constitutionality of the Bulky Item Provision.	
13	Fed. R. Evid. 401, 403(b) (relevance), Fed. R.	
14	Evid. 602 (need for personal knowledge), Fed. R.	
15	Evid. 901 (authentication).	
16	<b>3 Material Objected to:</b> Exhibit 3	Sustained: _____
17	Photographs attached as Exhibit 3 to Rankin's	Overruled: _____
18	declaration.	
19	<b>Grounds for Objection:</b> Relevance: these	
20	photographs provide no information regarding the	
21	constitutionality of the Bulky Item Provision.	
22	Fed. R. Evid. 401, 403(b) (relevance).	
23	<b>4 Material Objected to:</b> Exhibit 4	Sustained: _____
24	Photographs attached as Exhibit 4 to Rankin's	Overruled: _____
25	declaration.	
26	<b>Grounds for Objection:</b> Relevance: these	
27	photographs provide no information regarding the	
28		

1	constitutionality of the Bulky Item Provision. Fed. R. Evid. 401, 403(b) (relevance).	
2		
3	<b>5</b> <b>Material Objected to:</b> Exhibit 5	Sustained: _____
4	Photographs attached as Exhibit 5 to Rankin's	Overruled: _____
5	declaration.	
6	<b>Grounds for Objection:</b> Relevance: these	
7	photographs provide no information regarding the	
8	constitutionality of the Bulky Item Provision.	
9	Fed. R. Evid. 401, 403(b) (relevance).	
10	<b>6</b> <b>Material Objected to:</b> Exhibit 6	Sustained: _____
11	Photographs attached as Exhibit 6 to Rankin's	Overruled: _____
12	declaration.	
13	<b>Grounds for Objection:</b> Relevance: these	
14	photographs provide no information regarding the	
15	constitutionality of the Bulky Item Provision.	
16	Fed. R. Evid. 401, 403(b) (relevance).	

Dated: March 23, 2020

Respectfully submitted,

LEGAL AID FOUNDATION OF LOS ANGELES

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